DECLARATION AND POWE FATTORNEY

In re Application of: Michael A. Frace, Alexander I. Klimov and Jacqueline M. Katz

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to intended inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: PREPARATION AND USE OF RECOMBINANT INFLUENZA A VIRUS M2 CONSTRUCTS AND VACCINES, the specification of which was filed on August 6, 1998, as International Application No. PCT/US98/16379, which is a national stage application (U.S. Patent Application No. 09/485,099) having been filed under 35 U.S.C. 371.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I do not know and do not believe that the same was ever known or used by others in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to the date of this application. I further state that the invention was not in public use or on sale in the United States of America more than one year prior to the date of this application. I understand that I have a duty of candor and good faith toward the Patent and Trademark Office, and I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(d) of the foreign application(s) for patent or inventor's certificate listed below, and have also identified below any foreign application for patent or inventor's certificate disclosing subject matter in common with the above-identified specification and having a filing date before that of the application on which priority is claimed:

Application No.	Country	Filing Date	Priority Claimed Under 35 USC §119		
			Yes	No	
thereby claim the benef	it under Title 35, U	nited States Code, § 119	P(e) of any United States provis	sional application(s) listed below:	
(Application No.) (Filing Date)			(Application No.)	(Filing Date)	
the subject matter disclo	sed and claimed in ragraph of Title 35 e of Federal Regul	the present application 5, United States Code § ations, §1.56 which bec	is not disclosed in the prior Uni 112. I acknowledge the duty t	tion(s) listed below and, insofar as fied States application in the manner of disclose material information as an date of the prior application and	
Application Serial I	No. Fili	ing Date	Status: patented, pending, a	bandoned	
08/906.930	Au	gust 6, 1997			
POWER OF ATTORNEY Patent and Trademark (Stephen M. Schaetzel -	The following at	torneys are hereby appo erewith: Anthony B. As	ny patents issuing thereon. Sinted to prosecute this applicate the prosecute and the prosecute the	ion and transact all business in the	
L. Warren - 36,714; Br 41,801; John K. McDo 43,732; Christopher J. Knowlton - 44,842; Ch	enda Ozaki Holme nald - 42,860; Mic Chan - 44,070; Jol arles E. Peeler - 4 5,865; Scott E. Bric	G. Young - 37,266; Jam s - 40,339; James D. W chae! S. Pavento - 42,9 hn M. Briski - 44,562; 5.004: Cheryl L. Husen	ischer - 28,438; Peter G. Papp nie L. Greene-32,467; Mary Ar 'ithers - 40,376; Kimberly J. Pr 85; Suzanne Seavello Shope - Lisa C. Elsevier - 44,669; S. (nan - 45,392; Adam Avrunin -	as - 33,205; James Dean Johnson - hthony Merchant - 39,771; William rior - 41,483; Theodore M. Green - 37,933; Sima Singadia Kulkarni - Craig Hemenway - 44,759; Paul E. 45,457; Shelby B. Grier - 45,785; cenfield - Reg. No. 37,142; Russ P.	
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L. Warren - 36,714; Br 41,801; John K. McDo 43,732; Christopher J. Knowlton - 44,842; Ch Vaibhav P. Kadaba - 4 Metler - Reg. No. 45,36 Send correspondence to	enda Ozaki Holme nald - 42,860; Mic Chan - 44,070; Jol arles E. Peeler - 4 5,865; Scott E. Brie 55. b: JONES & ASKI 2400 Monarch T Atlanta, GA 303	G. Young - 37,266; Jam s - 40,339; James D. W chael S. Pavento - 42,9 hn M. Briski - 44,562; 5,004; Cheryl L. Husen ent - 44,561; David J. H EW, LLP ower, 3424 Peachtree Re 26	Direct telephone ca Direct telephone ca Citizenship: Raman	as - 33,205; James Dean Jonnson - nthony Merchant - 39,771; William rior - 41,483; Theodore M. G.een 37,933; Sima Singadia Kulkarni - raig Hemenway - 44,759; Paul E. 45,457; Shelby B. Grier - 45,785; senfield - Reg. No. 37,142; Russ P. Ils at (404) 949-2490 e L. Greene	
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In re Application of: Michael A. Frace, Alexander I. Klimov and Jacqueline M. Katz

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Application No.	Country	Filing Date		Priority Claimed Un	nder 35 USC	<u> </u>
				Yes	N	lo
hereby claim the benefit	under Title 35, U	Inited States Code,	§ 119(e) of ar	y United States pro	ovisional app	olication(s) listed below:
(Application No.)	(F	iling Date)	.	(Application No.)		(Filing Date)
he subject matter disclose or ovided by the first parage	d and claimed in graph of Title 33 of Federal Regul	the present applica 5, United States Co ations, §1.56 which	ition is not dis ode §112, I ac n became avai	closed in the prior knowledge the dut	United State by to disclose	sted below and, insofar as s application in the manner e material information as the prior application and
Application Serial No	. Fil	ing Date	Statu	s: patented, pending	g, abandoned	<u>1</u>
08/906,930	Au	gust 6, 1997				Pain 10 10 10 10 10 10 10 10 10 10 10 10 10
nade are punishable by finalse statements may jeopa POWER OF ATTORNEY: 7 Patent and Trademark Offi Stephen M. Schaetzel -31, 81,771; Daniel J. Warren - 81,801; John K. McDonal 13,732; Christopher J. Ch Knowlton - 44,842; Charl Vaibhav P. Kadaba - 45,8 Metler - Reg. No. 45,365.	the following at the connected the 418; Larry A. R. 34,272; Leona da Ozaki Holmeida - 42,860; Mic an - 44,070; Joles E. Peeler - 4:65; Scott E. Brief	ent, or both, under Sy of the application torneys are hereby are erewith: Anthony Boberts - 31,871; Da G. Young - 37,266; S - 40,339; James Ethael S. Pavento - 4n M. Briski - 44,55,004; Cheryl L. Hent - 44,561; David	or any patent appointed to p. Askew - 24, ale Licchet - 26, Jamie L. Gre D. Withers - 4 42,985; Suzar 62; Lisa C. E useman - 45,	of Title 18 of the Unstandard Title 18 of the Unstandard Trosecute this application of the United Trosecute this application of the United Trosecute Trose 18,438; Peter G. Palene-32,467; Mary 0,376; Kimberly J. Mary 19,575; Kimberly J. Mary 19,575; Kimberly J. Mary 19,575; Mary 19,575; Mary 19,575; Mary 19,575; Michael S.	cation and tr t - 22,176; R ppas - 33,26 Anthony Mo Prior - 41,4 e - 37,933; S S. Craig Hen n - 45,457; Greenfield -	statements and the like so Code, and that such willful ransact all business in the tobert E. Richards - 29,105 DS; James Dean Johnson erchant - 39,771 William 183; Theodore M. Green - Sima Singadia Kulkarni eneway - 44,759; Paul E. Shelby B. Grier - 45,783; Reg. No. 37,142; Russ P.
		wer, 3424 Peachtre	e Road, N.E.	Direct telephone	calls at (404 mie L. Gree	
Full name of joint inventor	r: Michael A. Fi	race	<u>.</u>	Citizenship:	USA	1
Residence and Post Office			tlanta, GA			1
nventor's signature	Micha	l Fran			ate:	11/200

DECLARATION AND POWER **ATTORNEY**

In re Application of: Michael A. Frace, Alexander I. Klimov and Jacqueline M. Karander I. Klimov and Jacqueline M. Klimov and Jacqueline M. Karander I. Klimov AILABLE COPY

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Application No.	Country	Filing Date	Priority Claimed Yes	Under 35 USC §119
I hereby claim the benefit	under Title 35, U	Inited States Code, § 11	9(c) of any United States 1	provisional application(s) listed below:
(Application No.)	(F	Filing Date)	(Application No.)	(Filing Date)
the subject matter disclose	ed and claimed in graph of Title 3. of Federal Regul	the present application 5, United States Code lations, §1.56 which be	is not disclosed in the prices in the prices is not disclosed in the case.	plication(s) listed below and, insofar as or United States application in the manner duty to disclose material information as e filing date of the prior application and
Application Serial No	<u>. Fil</u>	ing Date	Status: patented, pend	ling, abandoned
08/906,930	Δι	igust 6, 1997	·	
POWER OF ATTORNEY: Patent and Trademark Off Stephen M. Schaetzel -31 31,771; Daniel J. Warren L. Warren - 36,714; Bren 41,801; John K. McDona 41,732; Christopher J. Cl Knowlton - 44,842; Char Vaibhav P. Kadaba - 45,8 Metler - Reg. No. 45,365	The following at fice connected th ,418; Larry A. F. =34,272; Leona da Ozaki Holmanda -42,860; Minhan -44,070; Joles E. Peeler -4365; Scott E. Bri	y of the application or a ttorneys are hereby app erewith: Anthony B. A: Roberts - 31,871; Dale I G. Young - 37,266; Jar es - 40,332; James D. V chael S. Pavento - 42,9 hn M. Briski - 44,562; 5,004; Cheryl L. Huse ent - 44,561; David J. I	nny patents issuing thereon ointed to prosecute this ap skew - 24,154; Roger T. Fr. Lischer - 28,438; Peter G. nie L. Gieene-32,467; May Vithers - 40,376; Kimberly 1825; Suzanne Seavello Sh. Lisa C. Elsevier - 44,669 man - 45,392; Adam Ayru Hayzer 43,329; Michael S.	plication and transact all business in the rost = 22,176; Robert E. Richards = 29,105 Pappas = 33,205; James Dean Johnson arry Anthony Merchant = 39,771; William J. Prior = 41,483; Theodore M. Green ope = 37,933; Sinna Singadia Kulkarni = 2; S. Craig Hemenway = 44,759; Paul E. Inin = 45,457; Shelby B. Grier = 45,785; S. Greenfield = Reg. No. 37,142; Russ P.
Send correspondence to:	JONES & ASK	EW, LLP ower, 3424 Peachtree R	-	ne calls at (404) 949-2400
	Atlanta GA 303			Jamie L. Greene
Full name of joint invento	or: Jaequeline M	I. Katz		ip: Australia
Residence and Post Offic	Address: 447	Hardendorf Avenue, A	Atlanta, GA 30307 (14 Date: 8-16-00
Inventor's signature		40 FAL "		DLL U-// - / Y/
inventor s signature	Jacqueli	re Ka.5		Date: 8-16-00